

AMENDED

Serial No. 487.21

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JAN 16 1985

Returned to applicant for correction JAN 30 1985

Corrected application filed FEB 20 1985 Map filed FEB 20 1985 under 48719

The applicant Robert B. Arnold & Mildred E. Arnold

P.O. Box 291 of Wells
Street and No. or P.O. Box No. City or Town

Nevada 89835 hereby make application for permission to change the
State and Zip Code No.

Point of Diversion & Place of Use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 31953
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 3.0 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation & domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation & domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, T. 38N.,
Describe as being within a 40-acre subdivision of public survey and by course and
R. 62E., M.D.B. & M. or at a point from which the Southeast corner of
distance to a section corner. If on unsurveyed land, it should be stated.
said Section 35 bears S 45°28'54" E 1771.8'.

6. The existing permitted point of diversion is located within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35, T. 38N.
If point of diversion is not changed, do not answer.
R. 62E., M.D.B. & M. or at a point from which the Southeast corner of
said Section 35 bears S 88°45' E 2630'.

7. Proposed place of use Lots 3, 4, 5, 6, 7, 9, 15, 17, & 18 of Section 36. Parcels
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
A, B, C, D, E, F, G, H, I, & J, NE $\frac{1}{4}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35.
portions of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, and portions of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 35:
All within T. 38N., R. 62E., M.D.B. & M. 610.84 acres total

8. Existing place of use E $\frac{1}{2}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; Section 35. NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
NW $\frac{1}{4}$; W $\frac{1}{2}$ NE $\frac{1}{4}$ Section 36. All within T. 38N., R. 62E., M.D.B. & M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1st to December 31st of each year.
Month and Day Month and Day

10. Use was permitted from January 1st to December 31st of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) well, pump, motor, pipelines &
State manner in which water is to be diverted, i.e. diversion structure, ditches,
ditches
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$40,000.00

13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

BY ROBERT N. CALDWELL, R.L.S., AS AGENT
By s/ Robert N. Caldwell
146 West Second Street
Winnemucca, Nevada 89445

Compared im/ se ll/bc

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 31953 is issued subject to the terms and conditions imposed in said Permit 31953 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.

If this permit is cancelled or withdrawn the water reverts back to the source and not to the base right.

The place of use of this permit is limited to 289.04 acres under right of entry N-22427 and 318.84 acres under right of entry N-22428, a total of 607.88 acres.

The total combined duty of Permits 48719, 48720, 48721 and 48722 shall not exceed 1823.64 acre-feet annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 3.0 cubic feet per second, but not to exceed 1823.64 acre-feet annually, but not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before June 28, 1987

Proof of completion of work shall be filed before July 28, 1987

Application of water to beneficial use shall be made on or before June 28, 1990

Proof of the application of water to beneficial use shall be filed on or before July 28, 1990

Map in support of proof of beneficial use shall be filed on or before July 28, 1990

Completion of work filed IN TESTIMONY WHEREOF, I, PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed my office, this 28th day of JUNE

Cultural map filed

A.D. 1985

Certificate No. Issued

Peter G. Morros
State Engineer

2407 (Rev. 6-81)

JUL 26 1991

CANCELLED
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
BECAUSE OF FAILURE
STATE ENGINEER